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U.S. District Court
Eastern District of New York (Brooklyn)
CIVIL DOCKET FOR CASE #: 1:17-cv-04639-KAM-SJB

Zeigler v. Bratton et al
Assigned to: Judge Kiyo A. Matsumoto
Referred to: Magistrate Judge Sanket J. Bulsara
related Case: [1:17-cv-03811-KAM-ST](#)
Case in other court: New York Southern, 1:17-cv-04944
Cause: 42:1983

Date Filed: 08/07/2017
Jury Demand: Plaintiff
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: Federal Question

Plaintiff**Terrence Zeigler**

represented by **Terrence Zeigler**
105-34 86th Street. Apt. 2R
Jamaica, NY 11417
PRO SE

V.

Defendant**William Bratton**

New York City Police Commissioner
TERMINATED: 02/01/2018

Defendant

Police Officer William Schumacher
Shield # 4618

represented by **Christopher Dominick DeLuca**
New York City Law Department
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Detective David Quattrocchi
Shield # 15010

represented by **Christopher Dominick DeLuca**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Police Officer Michael Ardolino
Tax # 951507

represented by **Christopher Dominick DeLuca**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Police Officer Matthew Demaio
Shield # 23579

represented by **Christopher Dominick DeLuca**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Police Officer Alexis Yanez
Shield # 23098

represented by **Christopher Dominick DeLuca**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Sergeant David Greico
Shield # 3830

represented by **Christopher Dominick DeLuca**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Sergeant Robert Martinez
Shield # 1369

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Interested Party

Corporation Counsel of the City of New York

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TERMINATED: 09/20/2018
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Date Filed	#	Docket Text

06/29/2017	<u>1</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Terrence Zeigler.(sac) [Transferred from New York Southern on 8/8/2017.] (Entered: 06/30/2017)
06/29/2017	<u>2</u>	COMPLAINT against William Bratton, John Doe #1, John Doe #2, John Doe #3, John Doe #4. Document filed by Terrence Zeigler.(sac) [Transferred from New York Southern on 8/8/2017.] (Entered: 06/30/2017)
06/29/2017	<u>3</u>	PRISONER AUTHORIZATION. Document filed by Terrence Zeigler.(sac) [Transferred from New York Southern on 8/8/2017.] (Entered: 06/30/2017)
06/29/2017		Case Designated ECF. (sac) [Transferred from New York Southern on 8/8/2017.] (Entered: 06/30/2017)
06/29/2017		MOTION for Leave to Proceed in forma pauperis <i>see document 1</i> by Terrence Zeigler. (Davis, Kimberly) (Entered: 08/08/2017)
07/31/2017	<u>4</u>	TRANSFER ORDER: The Clerk of Court is directed to transfer this action to the United States District Court for the Eastern District of New York. The Clerk of Court is further directed to assign this matter to my docket, mail a copy of this order to Plaintiff, and note service on the docket. Whether Plaintiff should be permitted to proceed further without prepayment of fees is a determination to be made by the transferee court. A summons shall not issue from this Court. This order closes this case. The Court certifies, under 28 U.S.C. § 1915(a)(3), that any appeal from this order would not be taken in good faith, and therefore in forma pauperis status is denied for the purpose of an appeal. See Coppedge v. United States, 369 U.S. 438, 444-45 (1962). (Signed by Judge Colleen McMahon on 7/31/2017) (mro) [Transferred from New York Southern on 8/8/2017.] (Entered: 08/01/2017)
07/31/2017		NOTICE OF CASE ASSIGNMENT - SUA SPONTE to Judge Colleen McMahon. Judge Unassigned is no longer assigned to the case. (mro) [Transferred from New York Southern on 8/8/2017.] (Entered: 08/01/2017)
07/31/2017		Transmission to Docket Assistant Clerk. Transmitted re: <u>4</u> Order,,, to the Docket Assistant Clerk for case processing. (mro) [Transferred from New York Southern on 8/8/2017.] (Entered: 08/01/2017)
07/31/2017		CASE TRANSFERRED OUT ELECTRONICALLY from the U.S.D.C. Southern District of New York to the United States District Court - District of Eastern District of New York (mro) [Transferred from New York Southern on 8/8/2017.] (Entered: 08/07/2017)
08/01/2017		Mailed a copy of <u>4</u> Order to Terrence Zeigler c/o SPO D. Estwick & PO D Newton, Brooklyn V Area Office, 15 2nd Avenue, Brooklyn, NY 11215. (rro) [Transferred from New York Southern on 8/8/2017.] (Entered: 08/01/2017)
08/08/2017	<u>5</u>	Case transferred in from District of New York Southern; Case Number 1:17-cv-04944. Original file certified copy of transfer order and docket sheet received. (Entered: 08/08/2017)
08/08/2017	<u>6</u>	In accordance with Rule 73 of the Federal Rules of Civil Procedure and Local Rule 73.1, the parties are notified that <i>if</i> all parties consent a United States magistrate judge of this court is available to conduct all proceedings in this civil action including a (jury or nonjury) trial and to order the entry of a final judgment. Attached to the Notice is a blank copy of the consent form that should be filled out, signed and filed electronically only if all parties wish to consent. The form may also be accessed at the following link: http://www.uscourts.gov/uscourts/FormsAndFees/Forms/AO085.pdf . You may withhold your consent without adverse substantive consequences. Do NOT return or file the consent unless all parties have signed the consent. (Davis, Kimberly) (Entered: 08/08/2017)

09/01/2017		Case Reassigned to Magistrate Judge Sanket J. Bulsara. Magistrate Judge Steven Tiscione no longer assigned to the case. Please download and review the Individual Practices of the assigned Judges, located on our website . Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. Motions referred to Sanket J. Bulsara. (Marziliano, August) (Entered: 09/01/2017)
02/01/2018	7	MEMORANDUM AND ORDER Dismissing Parties: For the foregoing reasons, the complaint is dismissed as to deft Police Commissioner William Bratton pursuant to 28 USC sec. 1915(e)(2)(B). Pltff is granted leave to file an amended complaint within 30 days from the date of this Order. The complaint shall proceed as to the remaining six John Doe police officers employed by the 75th Police Precinct. Pursuant to <i>Valentin v. Dinkins</i> , 121 F.3d 72 (2d Cir. 1997) (per curiam), Corporation Counsel for the City of NY is ordered to ascertain the full names of the individuals whom pltff has identified as detectives John Doe #1-#16 and to provide the true names and addresses where these defts can currently be served within 45 days from the date of this Order. Corporation Counsel, in his discretion, may undertake to defend or indemnify these individuals. At this juncture, this Order is intended to provide a means by which pltff may name and properly serve the defts as instructed by the Second Circuit in <i>Valentin</i> . The Clerk of Court is respectfully directed to serve a copy of this Order, a copy of the complaint, and a copy of the in forma pauperis application on pltff and the Corporation Counsel for the City of NY, Special Federal Litigation Division, and to note service on the docket promptly. The case is referred to the Honorable Steven Tiscione, US Magistrate Judge, for pretrial supervision. The court certifies pursuant to 28 USC sec. 1915(a)(3) that any appeal would not be taken in good faith and therefore in forma pauperis status is denied for the purpose of any appeal. (New York City Police Commissioner) terminated. Ordered by Judge Kiyo A. Matsumoto on 2/1/2018. c/m (Galeano, Sonia) (Entered: 02/01/2018)
02/01/2018		ORDER: Pursuant to docket entry 7 Memorandum and Order, the Motion for Leave to Proceed in forma pauperis is granted. So Ordered by Judge Kiyo A. Matsumoto on 2/1/2018. (Manson, Eddie) (Entered: 07/24/2018)
03/06/2018	8	NOTICE of Appearance by Maria Fernanda DeCastro on behalf of Corporation Counsel of the City of New York (aty to be noticed) (DeCastro, Maria) (Entered: 03/06/2018)
03/16/2018	9	MOTION for Extension of Time to File Response/Reply <i>The undersigned writes respectfully to request that the Court extend this Offices time to respond to the Courts February 1, 2018 Order (Valentin Order) by thirty (30) days, from March 16, 2018 to April 16, 2018.</i> by Corporation Counsel of the City of New York. (DeCastro, Maria) (Entered: 03/16/2018)
03/18/2018		ORDER: Motion for Extension of Time to File Response/Reply 9 is granted. Defendants are directed to submit its response to the Courts February 1, 2018 Order by April 16, 2018 . So Ordered by Magistrate Judge Sanket J. Bulsara on 3/18/2018. (Cardenas, Alex) (Entered: 03/18/2018)
04/10/2018	10	NOTICE of Appearance by Rruhija Matai-Sanchez on behalf of Corporation Counsel of the City of New York (aty to be noticed) (Matai-Sanchez, Rruhija) (Entered: 04/10/2018)
04/16/2018	11	Second MOTION for Extension of Time to File Response/Reply <i>The undersigned writes respectfully to request that the Court extend this Offices time to respond to the Courts February 1, 2018 Order (Valentin Order) by seven (7) weeks, from April 16, 2018 to June 4, 2018.</i> by Corporation Counsel of the City of New York. (Matai-Sanchez, Rruhija) (Entered: 04/16/2018)
04/17/2018		ORDER: Motion for Extension of Time to File Response/Reply 11 is granted. Defendants are directed to respond to the 2/1/2018 order by 6/4/2018 . So Ordered by Magistrate Judge Sanket J. Bulsara on 4/17/2018. (Cardenas, Alex) (Entered: 04/17/2018)

06/04/2018	12	Third MOTION for Extension of Time to File Response/Reply <i>The undersigned writes respectfully to: (1) partially respond to the Courts February 1, 2018 Order (Valentin Order), and (2) request that the Court extend this Offices time to respond to the Courts Valentin Order by three (3) weeks, from June 4, 2018 to June 25, 2018.</i> by Corporation Counsel of the City of New York. (Matai-Sanchez, Rruhija) (Entered: 06/04/2018)
06/05/2018		ORDER: Motion for Extension of Time to File Response/Reply 12 is granted. Defendants are directed to respond to the 2/1/2018 order by 6/25/2018 . So Ordered by Magistrate Judge Sanket J. Bulsara on 6/5/2018. (Cardenas, Alex) (Entered: 06/05/2018)
06/25/2018	13	Fourth MOTION for Extension of Time to File Response/Reply <i>The undersigned writes respectfully to: (1) further respond to the Courts February 1, 2018 Order (Valentin Order), and (2) request that the Court extend this Offices time to further respond to the Courts Valentin Order by two (2) weeks, from June 25, 2018 to July 9, 2018.</i> by Corporation Counsel of the City of New York. (Matai-Sanchez, Rruhija) (Entered: 06/25/2018)
06/26/2018		ORDER: Motion for Extension of Time to File Response/Reply 13 is granted. Defendants are directed to respond to the 2/1/2018 order by 7/9/2018 . So Ordered by Magistrate Judge Sanket J. Bulsara on 6/26/2018. (Cardenas, Alex) (Entered: 06/26/2018)
07/09/2018	14	Fifth MOTION for Extension of Time to File Response/Reply <i>The undersigned writes respectfully to: (1) further respond to the Courts February 1, 2018 Order (Valentin Order), and (2) request that the Court extend this Offices time to further respond to the Courts Valentin Order by two (2) weeks, from July 9, 2018 to July 23, 2018.</i> by Corporation Counsel of the City of New York. (Matai-Sanchez, Rruhija) (Entered: 07/09/2018)
07/11/2018		ORDER: Motion for Extension of Time to File Response/Reply 14 is granted. Defendants are directed to respond to the 2/1/2018 order by 7/23/2018 . So Ordered by Magistrate Judge Sanket J. Bulsara on 7/11/2018. (Cardenas, Alex) (Entered: 07/11/2018)
07/23/2018	15	Letter <i>The undersigned writes respectfully to further respond to the Courts February 1, 2018 Order (Valentin Order) by identifying two additional officers who may be individuals that plaintiff purports to name as the sixth John Doe officer named in his complaint.</i> by Corporation Counsel of the City of New York (Matai-Sanchez, Rruhija) (Entered: 07/23/2018)
07/25/2018	16	ORDER: The Office of Corporation Counsel has identified the two John Doe defendants named in plaintiffs complaint. (ECF Nos. 2.) The Clerk of Court is directed to amend the docket to reflect the following defendants names and shield numbers, and to issue summonses at the following addresses: Police Officer William Schumacher, Shield No. 4618 75th Precinct 100 Sutter Avenue Brooklyn, New York 11208, Detective David Quattrocchi, Shield No. 15010 One Police Plaza, Room 1200 New York, New York 10038. The United States Marshal Service is directed to serve the summons, the complaint (ECF No. 2.) and a copy of this Order without prepayment of fees on defendants at the address above. So Ordered by Magistrate Judge Sanket J. Bulsara on 7/25/2018. (Manson, Eddie) . (Entered: 07/25/2018)
07/26/2018	17	ORDER: The Office of Corporation Counsel has identified the remaining John Doe defendants named in plaintiffs complaint. (ECF Nos. 2.) The Clerk of Court is directed to amend the docket to add the following defendants names and shield numbers, and to issue summonses at the following addresses: Police Officer Michael Ardolino, Tax No. 951507 75th Precinct 1000 Sutter Avenue Brooklyn, New York 11208; Police Officer Matthew Demaio, Shield No. 23579 NYPD Strategic Response Group 2 Building, 1278 Sedgwick Avenue Bronx, New York 10452; Police Officer Alexis Yanez, Shield No. 23098 Detective Bureau One Police Plaza Room 1200 New York, New York 10038; Sergeant David Grieco, Shield No. 3830 67th Precinct 2820 Synder Avenue Brooklyn, New York 11226; and Sergeant Robert Martinez, Shield No. 1369 75th Precinct 1000 Sutter Avenue

		Brooklyn, New York 11208. The United States Marshal Service is directed to serve the summons, the complaint (ECF No. 2.) and a copy of this Order without prepayment of fees on defendants at the addresses above. So Ordered by Magistrate Judge Sanket J. Bulsara on 7/26/2018. (Manson, Eddie) (Entered: 07/27/2018)
07/30/2018	18	SUMMONS ISSUED as to Police Officer William Schumacher ; Detective David Quattrocchi ; Police Officer Michael Ardolino ; Police Officer Matthew Demaio ; Police Officer Alexis Yanez ; Sergeant David Grieco ; and Sergeant Robert Martinez . <i>(Courtesy copies of the Summons, the Court's Orders dated 7/26/2018, 7/25/2018, 20/1/2018 and Plaintiff's Complaint sent to the Office of the Corporation Counsel via first class mail.)</i> (Latka-Mucha, Wieslawa) (Entered: 07/30/2018)
08/10/2018	19	SUMMONS Returned Executed on behalf of <i>pro se</i> Terrence Zeigler. Detective David Quattrocchi served on 8/9/2018, answer due 8/30/2018. (Latka-Mucha, Wieslawa) (Entered: 08/17/2018)
08/10/2018	20	SUMMONS Returned Executed on behalf of <i>pro se</i> Terrence Zeigler. Police Officer Alexis Yanez served on 8/9/2018, answer due 8/30/2018. (Latka-Mucha, Wieslawa) (Entered: 08/17/2018)
08/21/2018	21	SCHEDULING ORDER: An in person initial conference will be held at 10:30 A.M. on October 12, 2018 in Courtroom 324N of the United States Courthouse, 225 Cadman Plaza East, Brooklyn, New York . Parties are advised that they must contact each other before making any request for an adjournment to the Court. A request for an adjournment must be received in writing at least forty-eight (48) hours before the scheduled conference. Counsel for defendant is directed to immediately forward a copy of this Order to the Plaintiff, who is proceeding pro se, via return receipt delivery and file proof of services with the Court. So Ordered by Magistrate Judge Sanket J. Bulsara on 8/21/2018. (Manson, Eddie) (Entered: 08/21/2018)
08/21/2018	22	AFFIDAVIT of Service for Scheduling Order dated August 21, 2018 <i>served by certified mail</i> served on Terrence Zeigler on August 21, 2018, filed by Corporation Counsel of the City of New York. (Matai-Sanchez, Rruhija) (Entered: 08/21/2018)
08/28/2018	23	First MOTION for Extension of Time to File Answer <i>This Office writes respectfully with the hope that the Court may, sua sponte, extend defendants Alexis Yanez and David Quattrocchi's deadline to answer or otherwise respond to the Complaint by thirty-days, from August 30, 2018, to October 1, 2018</i> by Corporation Counsel of the City of New York. (Matai-Sanchez, Rruhija) (Entered: 08/28/2018)
08/28/2018	24	SUMMONS Returned Executed on behalf of <i>pro se</i> Terrence Zeigler. Police Officer William Schumacher served on 8/17/2018, answer due 9/7/2018. (Latka-Mucha, Wieslawa) (Entered: 09/05/2018)
08/28/2018	25	SUMMONS Returned Executed on behalf of <i>pro se</i> Terrence Zeigler. Sergeant Robert Martinez served on 8/17/2018, answer due 9/7/2018. (Latka-Mucha, Wieslawa) (Entered: 09/05/2018)
08/28/2018	26	SUMMONS Returned Executed on behalf of <i>pro se</i> Terrence Zeigler. Police Officer Michael Ardolino served on 8/17/2018, answer due 9/7/2018. (Latka-Mucha, Wieslawa) (Entered: 09/05/2018)
08/28/2018	27	SUMMONS Returned Executed on behalf of <i>pro se</i> Terrence Zeigler. Police Officer Matthew Demaio served on 8/16/2018, answer due 9/6/2018. (Latka-Mucha, Wieslawa) (Entered: 09/05/2018)
08/28/2018	28	SUMMONS Returned Executed on behalf of <i>pro se</i> Terrence Zeigler. Sergeant David Greico served on 8/17/2018, answer due 9/7/2018. (Latka-Mucha, Wieslawa) (Entered: 09/05/2018)

		09/05/2018)
08/29/2018		ORDER: The request for an extension of time to answer 23 is granted. Defendants Quattrocchi and Yanez have until October 1, 2018 to answer or otherwise respond to the Complaint. So Ordered by Magistrate Judge Sanket J. Bulsara on 8/29/2018. (Zhang, Fan) (Entered: 08/29/2018)
09/06/2018	29	MOTION for Extension of Time to File Answer <i>This Office writes respectfully with the hope that the Court may, sua sponte, extend defendant Matthew DeMaio's deadline to answer or otherwise respond to the Complaint from September 6, 2018, to October 1, 2018, and defendants Michael Ardolino, David Grieco, Robert Martinez, and William Schumacher's deadline to answer or otherwise respond to the Complaint from September 7, 2018, to October 1, 2018.</i> by Corporation Counsel of the City of New York. (Matai-Sanchez, Rruhija) (Entered: 09/06/2018)
09/07/2018		ORDER: The motion for extension of time to file answer 29 for defendants Michael Ardolino, Matthew Demaio, David Grieco, Robert Martinez, and William Schumacher is granted. All answers are due 10/1/2018 . So Ordered by Magistrate Judge Sanket J. Bulsara on 9/7/2018. (Murphy, Colleen) (Entered: 09/07/2018)
09/19/2018	30	MOTION to Substitute Attorney by Corporation Counsel of the City of New York. (Attachments: # 1 Declaration of Rruhija Matai-Sanchez) (DeLuca, Christopher) (Entered: 09/19/2018)
09/20/2018		ORDER: The motion to substitute attorney 30 is granted. Attorney Rruhija Matai-Sanchez is terminated. So Ordered by Magistrate Judge Sanket J. Bulsara on 9/20/2018. (Murphy, Colleen) (Entered: 09/20/2018)
09/28/2018	31	MOTION for Extension of Time to File Answer re 2 Complaint , MOTION to Adjourn Conference by Michael Ardolino, Alexis Yanez. (DeLuca, Christopher) (Entered: 09/28/2018)
10/01/2018		ORDER: The motion for extension of time to answer 31 is granted. All Defendants have until 10/15/2018 to answer. The motion to adjourn the initial conference 31 is denied. The initial conference remains scheduled for 10/12/2018 at 10:30 A.M. in Courtroom 324N before Magistrate Judge Sanket J. Bulsara. So Ordered by Magistrate Judge Sanket J. Bulsara on 10/1/2018. (Murphy, Colleen) (Entered: 10/01/2018)
10/12/2018		Minute Entry for proceedings held before Magistrate Judge Sanket J. Bulsara: An in person initial conference was held on 10/12/2018. Counsel on behalf of the defendants was present. Plaintiff Zeigler who's proceeding Pro Se was present. (See separate docket entry for orders issued from this proceeding.) (FTR Log #11:10-11:23.) (Manson, Eddie) (Entered: 10/12/2018)
10/12/2018		SCHEDULING ORDER: The parties shall submit a joint certification that discovery has been completed by March 01, 2019 . An in person Status Conference will take place on March 01, 2019 at 1:00 P.M. in Courtroom 324N before Magistrate Judge Sanket J. Bulsara. So Ordered by Magistrate Judge Sanket J. Bulsara on 10/12/2018. (Manson, Eddie) (Entered: 10/12/2018)
10/15/2018	32	ANSWER to 2 Complaint by Michael Ardolino, Matthew Demaio, David Greico, Robert Martinez, David Quattrocchi, William Schumacher, Alexis Yanez. (DeLuca, Christopher) (Entered: 10/15/2018)
02/22/2019	33	MOTION for Extension of Time to Complete Discovery by Michael Ardolino, Matthew Demaio, David Greico, Robert Martinez, David Quattrocchi, William Schumacher. (DeLuca, Christopher) (Entered: 02/22/2019)
02/23/2019		ORDER: The motion for extension of time 33 is granted. The deadline to complete fact

discovery is hereby extended to **3/15/2019**. The status conference scheduled for 3/1/2019 is hereby adjourned to **4/9/2019 at 10:00 AM** in Courtroom 324N before Magistrate Judge Sanket J. Bulsara. So Ordered by Magistrate Judge Sanket J. Bulsara on 2/23/2019. (Murphy, Colleen) (Entered: 02/23/2019)

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